

ESTTA Tracking number: **ESTTA42365**

Filing date: **08/16/2005**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

<b>Proceeding</b>	91165449
<b>Party</b>	Defendant GoldWave Incorporated GoldWave Incorporated P.O. Box 51 CAX St. John's, Newfoundland, A1C 5H5
<b>Correspondence Address</b>	MYLENE DAO FLANSBERRY, MENARD & ASSOCIATES 504 KENT STREET, SUITE 200 OTTAWA, ONTARIO CANADA K2P 2B9,
<b>Submission</b>	Second Motion for Extension of Time to File Answer to Notice of Opposition
<b>Filer's Name</b>	Mylene Dao
<b>Filer's e-mail</b>	info@trade-mark.ca
<b>Signature</b>	/md/
<b>Date</b>	08/16/2005
<b>Attachments</b>	GOLDWAVE - Second Motion for EOT to Answer Opposition (05-08-16).pdf ( 1 page ) GOLDWAVE - Second Motion for EOT to Answer Opposition (05-08-16) - 2.pdf ( 1 page ) GOLDWAVE - Second Motion for EOT to Answer Opposition (05-08-16) - 3.pdf ( 1 page )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of: Serial No. 78/413775

Date of Filing: May 5, 2004

Mark: GOLDWAVE

Date of Publication: April 12, 2005

Bose Corporation

Opposer,

v.

GoldWave Incorporated,

Applicant

Opposition No. 91165449

**SECOND MOTION FOR EXTENSION OF TIME**

COMES NOW the Applicant, GoldWave Incorporated, by and through its undersigned attorneys and files this Second Motion for Extension of Time and in support thereof alleges as follows:

1. That the Applicant's Answer to the Opposer's Notice of Opposition was due July 16, 2005 (next business day being July 18, 2005).
2. However, the Applicant recently retained a new attorney to handle the herein matter and additional time is required to complete investigations

before filing an Answer to the Notice of Opposition, together with Answers the Opposer's First Set of Interrogatories to Applicant as well as the Opposer's First Request for Production of Documents and Things to Applicant.

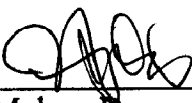
3. The Applicant submitted a Motion for a thirty (30) day extension of time on or about July 18, 2005, to which at present has been left unanswered.
4. As a result of the foregoing, the Applicant now requests a sixty (60) day extension of time from July 16, 2005 to September 15, 2005 to file an Answer to the Notice of Opposition.
5. Counsel for Opposer verbally agreed to not oppose this Motion in an August 16, 2005 telephone conversation with the undersigned.

WHEREFORE, the Applicant, GoldWave Incorporated, respectfully requests that the United States Department of Commerce grant the Applicant a thirty (60) day extension of time from July 16, 2005 to September 15, 2005 to file its Answer in the above styled cause.

I HEREBY CERTIFY that a copy of the foregoing Motion for Extension of Time has been sent via mail this 16<sup>th</sup> day of August, 2005, to: Charles Hieken, Cynthia Johnson Walden, Amy L. Brosius, FISH & RICHARDSON P.C., 225 Franklin Street, Boston, MA 02110-2804.

Date: August 16, 2005

By:



Mylene Dao  
Robert G. Bales

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